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Hon. Debra Freeman United States District Court Southern District of New York 500 Pearl Street. New York, NY 10007

## MEMO ENDORSED

WagerLogic Limited. v. Paramount Digital Entertainment, 11 Civ. 4310 (BSJ) (DCF) Re:

Dear Magistrate Judge Freeman:

We represent Third Party Defendant Amaya Gaming Group, Inc.

DATE FILED:

On behalf of Amaya, we request a 30-day extension of Amaya's time to answer or move with respect to Defendant Paramount's Third-Party Complaint, to and including October 26, 2012.

Amaya was served in Canada pursuant to the Hague Convention on September 5, 2012. The summons states that Amaya's time to answer or move is twenty-one days from service, or September 26, 2012. There have been no previous requests for adjournment by Amaya.

Amaya contacted United States counsel, Robert G. Rikard of Rikard & Protopapas LLC, of Columbia, South Carolina, on or about September 19, 2012. Mr. Rikard asked Paramount's counsel, Robert Gage, for an extension of time on Friday September 21, 2012. On Monday, September 24, Mr. Gage informed Mr. Rikard that Paramount refused to consent to any extension. Paramount's counsel stated that his client did not wish to consent to the extension because Amaya had refused to agree to accept informal service of process and thereby required Paramount to serve process formally pursuant to the Hague Convention. Mr. Rikard contacted my partner, Paul Hanly, about serving as Amaya's local counsel on September 24. I telephoned Mr. Gage's office on September 25 and spoke to Sara Jane Daugherty and repeated Amaya's request for an extension. As of this writing, I have not heard back from Paramount. Your law clerk advised me that I should convey this application as soon as possible, since Your Honor may be leaving chambers early today. I have been informed by Amaya that their offices will be closed tomorrow for Yom Kippur, making it extremely difficult, to say the least, for counsel to properly prepare any response to the complaint within the original twenty-one day period. I do not believe the requested extension affects any other scheduled dates.

Accordingly, Amaya requests request a 30-day extension of Amaya's time to answer or move with respect to Defendant Paramount's Third-Party Complaint, to and including October 26, 2012.

Respectfully,

Thomas I. Sheridan, III

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cc: All counsel (via email)

Theid faity defendant Amaya may have into october 16, 2012 & more, answer, a otherwise respond to the Third Party Complaint.

SO ORDERED: DATE: 9/25/12

DEBRA FREEMAN

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UNITED STATES MAGISTRATE JUDGE